GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Revenue Department – Sri B. Sivanarayana Reddy, formerly Special Deputy Collector (LA), Chintoor Unit, Polavaram Irrigation project, Rajamahendravaram- Allegations of making illegal payments to the wrongful persons instead of making payments to LARR Authority resulting in loss to a tune of Rs. 19.52 crores to Govt., exchequer Disciplinary proceedings under rule – 20 r/w rule – 24 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules, 1991 – Articles of charge – Issued.

REVENUE (VIGILANCE-I) DEPARTMENT

G.O.RT.No. 631 Dated: 18-09-2024

G.O.Ms.No.211, Revenue (Vig.I) Dept., dt: 08.05.2023

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ORDER:

In pursuance to the G.O read above, it is proposed to hold an enquiry against Sri B. Sivanarayana Reddy, formerly Special Deputy Collector (LA), Chintoor Unit, Polavaram Irrigation project, Rajamahendravaram of Alluri Sitarama Raju District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure- I). A statement of imputations of misconduct / misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charge proposed to be sustained are also enclosed (Annexures-III).

3. Sri B. Sivanarayana Reddy, formerly Special Deputy Collector (LA), Chintoor Unit, Polavaram Irrigation project, Rajamahendravaram of Alluri Sitarama Raju District is directed to submit, within 10 days from the date of receipt of this order, a written statement of his defence.

4. Sri B. Sivanarayana Reddy, formerly Special Deputy Collector (LA), Chintoor Unit, Polavaram Irrigation project, Rajamahendravaram of Alluri Sitarama Raju District is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri B. Sivanarayana Reddy, formerly Special Deputy Collector (LA), Chintoor Unit, Polavaram Irrigation project, Rajamahendravaram of Alluri Sitarama Raju District further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above, further action will be processed based on the material available.

6. Attention of Sri B. Sivanarayana Reddy, formerly Special Deputy Collector (LA), Chintoor Unit, Polavaram Irrigation project, Rajamahendravaram of Alluri Sitarama Raju District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to her service under the Government. If any representation is received on her behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri B. Sivanarayana Reddy, formerly Special Deputy Collector (LA), Chintoor Unit, Polavaram Irrigation project, Rajamahendravaram of Alluri Sitarama Raju District is aware of such a representation and that it has been made at his instance and action will be taken against her for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(P.T.O)

7. The receipt of the Order be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R.P. SISODIA
SPECIAL CHIEF SECRETARY TO GOVENRMENT (LANDS, R&S)

To

Sri B. Sivanarayana Reddy, formerly Special Deputy Collector (LA), Chintoor Unit, Polavaram Irrigation project, Rajamahendravaram (presently working as SDC, KRRC, Bheemavaram, West Godavari District of Alluri Sitarama Raju District (Through the Chief Commissioner of Land Administration, A.P., Mangalagiri for service and to return the served copy with dated acknowledgement immediately (By RPAD))

The Chief Commissioner of Land Administration, A.P., Mangalagiri

Copy to:

The District Collector, Alluri Sitharama Raju District.

SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLES OF CHARGES FRAMED AGAINST SRI B. SIVANARAYANA REDDY, FORMERLY SPECIAL DEPUTY COLLECTOR (LA), CHINTOOR UNIT, POLAVARAM IRRIGATION PROJECT, RAJAMAHENDRAVARAM.

Article of charge No-1

Sri B. Sivanarayana Reddy. formerly Special Deputy Collector (LA), Chintoor Unit Polavaram Irrigation Project, Rajamahendravaram (Presently working as SDC, KRRC. Bheemavaram. West Godavari District) before according financial concurrence should have observed whether the proposal submitted by the SDC, LMC-1 Polavaram Irrigation Project, Rjaamahendravaram is in accordance with the Provisions of the Land Acquisition Rules and Assignment Rules. But, the Special Collector (Land Acquisition) has simply accorded financial concurrence which led to misappropriation of funds from the Government exchequer. Had the Special Collector (Land Acquisition) has examined the proposal submitted by the SDC carefully, he would have not accorded financial concurrence and the Government would not have sustained such huge loss.

Article of Charge No.- 2

Sri B. Sivanarayana Reddy, formerly Special Deputy Collector (LA), ChIntoor Unit Polavaram Irrigation Project, Rajamahendravaram (Presently working as SDC, KRRC, Bheemavaram, West Godavari District) without conducting proper verification of the above proposals from all aspects, has made payments to the wrongful persons against the award proceedings to a tune of Rs. 19.52 Crores which is wrongful and against the provisions of RFCT LARR Act 2013.

The above mentioned acts of B. Sivanarayana Reddy, formerly Special Deputy Collector (LA), Chintoor Unit, Polavaram Irrigation Project, Rajamahendravaram (Presently working as SDC, KRRC, Bheemavaram, West Godavari District) goes to show that being a responsible Revenue Officer has failed to maintain absolute integrity, discipline, impartiality, sense of proprietary behaved in a manner which is unbecoming of a Public Servant, derogatory to the prestige of Government which constitutes misconduct/misbehaviour of a Government Servant thus violated Rule 3 of A.P. Civil Services (Conduct) Rules, 1991.

R.P. SISODIA
SPECIAL CHIEF SECRETARY TO GOVENRMENT (LANDS, R&S)

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN RESPECT OF CHARGES FRAMED AGAINST SRI B. SIVANARAYANA REDDY, FORMERLY SPECIAL DEPUTY COLLECTOR (LA), CHINTOOR UNIT, POLAVARAM IRRIGATION PROJECT, RAJAMAHENDRAVARAM (PRESENTLY WORKING AS SDC, KRRC, BHEEMAVARAM, WEST GODAVARI DISTRICT) OF ALLURI SITARAMA RAJU DISTRICT.

Whereas, the Project Administrator, Polavaram Irrigation Project. Dowleswaram, East Godavari District has submitted a detailed report regarding alleged procedural violations by making illegal payments to wrongful persons by the Land Acquisition Authorities / Special Deputy Collectors instead of making payments to LARR Authority, pertaining to Kondamodalu village of Devipatnam Mandal, which is under submergence due to construction of Polavaram Irrigation Project.

Whereas, prima facie, on the instances mentioned in the report, it has been observed that Sri B. Sivanarayana Reddy, the then SDC(LA), Chintoor Unit and Sri E. Murali, the then Special Collector(LA), PIP, Rajamahendravaram, who has acted as FAC for the post of the SDC(LA), LMC Unit-I, Rajamahendravaram and who are the persons completely responsible on the wrongful payments to the following persons instead of depositing the same before the LARR Authority as per the provisions of RFCT LARR Act, 2013.

STATEMENT SHOWING THE DETAILS OF PERSONS WHO REVEIVED ILLEGAL PAYMENT IN 2019							
Sl. NO.	Sy.No	Extent	Amount	Paid in favour of	Date	Cheque no.	Amount Paid Through Cheques
1	157/1	1.73	1401442	PediredlaVeerraju S/o SivayyaPathrudu	20.07.2019	123410	1401442
2	88/2	2.97	2435725	YelisettiChittibabu	20.07.2019	1234,11	2435725
	56/3	8.13	6,680,187		20.07.2019	123,413	3,682,187
	Total		**9115912**		20.07.2019	123414	3000000
						Total	**9117912**
3	116/2	1.48	1209026	MallaVenkateswara Rao	20.07.2019	123,412	3000000
	130/2	1.53	1250492		20.07.2019	123,415	4126987
	130/5	0.57	465870			**Total**	**7126987**
	137	5.14	4200999				
	Total		**7126987**				
4	50/4B	0.545	447811	Bandi MohanRao	20.07.2019	123,419	1,140,231
	50/5B	0.675	554628				
	50/6B	0.175	143792				
	Total		116,231				
5	50/4A	0.545	447,811	BandiRambabu	20.07.2019	123418	114G231
	50/5A	0.675	554628				
	50/6A	0.175	143792				
	Total		1146231				
6	71	6.55	5,371,718	PediredlaNageswara Rao	20.07.2019	123416	2371718
					20.07.2019	123,417	3000000
						Total	**5371718**
7	157/2	11	8910904	DanninaVenkataRamana	21.07.2019	123420	3300000
	168/1	2.09	1693072		21.07.2019	123421	3300000

	Total		**10603976**		21.07.2019	123422	4003976
						Total	10603976
8	154/1	2.43	1968500	KondlaSudha Rama Krishna S/o Tata Rao	21.07.2019	123423	
	158	5.7	4617468		21.07.2019	123424	
	Total		**6585968**			**Total**	**6585968**
9	72/1	3.85	3157422	Kondla Jaya Prasad	21.07.2019	123425	3000000
	72/3	3.04	2,493,133		21.07.2019	123426	2650555
		Total	**5650555**			**Total**	5650555
Amount paid to person in 2019 (Grand Total)							**48151020**

DETAILS OF THE PAYMENTS MADE IN FAVOUR OF WRONGFUL PERSONS IN 2022							
Sl. No.	Sy.No	Extent	Amount	Date	Cheque no.	Amount Paid Through Cheques	Paid in favour of
1	84/1	1.08	1377784	21.01.22	123470	1377784	Pediredla Surya Rao S/o AppalaPathrudu
2	123/1	2.15	1757227	04.02.22	123490	2,198,577	BezawadaRamalakshmi
	123/1	0.54	441350				
	Total		**2198577**				
3	85/2	6.51	5,338,913	04.02.22	123433	3000000	Pediredla Ramesh
	95/2	6.15	5043674	10.02.22	123499	4920000	
				17.02.22	123434	2,338,913	
	Total		**10392587**	**Total**		**10258913**	
4	75	10.28	8430727	21.01.22	123,471	3442849	Lanka Kondababu
	166/4	4.25	3442849	21.01.22	123472	4215363	
				11.02.22	123473	4215364	
	Total		**11873576**	**Total**		**11873576**	
5	144/1	2.72	2203424	12.01.22	123481	3350116	PediredlaRajashekar
	141/2	9.64	7809192	12.01.22	123482	3350116	PediredlaRadha Madhavi
	142/2	2.97	2405944	11.01.22	123459	3350116	PediredlaAppaji
	152/2	4.77	3864092	28.01.22	123485	4466822	Pediredla Srinivasa Rao
	152/3	0.59	477948	28.01.22	123484	4406822	
	166/3	1.43	1,158,418	29.01.22	123483	4466821	
	79/1	0.05	41005	**Sub Total**		**13400465**	
	79/2	0.39	319,843	28.01.22	123486	4466821	PediredlaSatyanarayana
	79/3	1.04	852914	28.01.22	123487	4466822	
	92/A	4.12	3378852	**Sub Total**		**8933643**	
	92/B	4.10	3362449	12.01.22	123480	3350116	PediredlaSatyanarayanamma
	94	9.86	8086281				
	109	7.61	6,241,034				
	Total		**40201396**	**Total**		**35734572**	
6	90/1	7.38	6052409	12.01.22	123479	4473698	YelisettiVenkata Ramanamma
	95/1	3.53	2894987	12.01.22	123460	4473698	
	156/9	2.46	1992802	08.02.22	123489	1992802	
	Total		**10940198**	**Total**		**10940198**	
7	83/2A	1.98	1,623,817	10.02.22	123435	3000000	Nagulapati Venkata Rama Rao
	83/2B	1.97	1,615,616	17.02.22	123436	3257436	
	83/2C	3.68	3,018,003				
	Total		**6257436**	**Total**		**6257436**	

8	96	5.14	4215363	10.02.22	123435	3000000	Amarapuri Sivanandham
	96/1	2.67	2189693	17.02.22	123436	3257436	
	100/1	1.28	1049740				
	100/1 B	1.26	1033338				
	152/1	3.56	2883893				
	Total		**11372027**	**Total**		**11372028**	
9	141/2	9.69	7849696	10.02.22	123496	3642685	Pediredla Satyanarayana S/o BennaiahPathrudu
	136/1	1.88	1536552				
	79/5B	1.88	1,541,806				
	79/4A	1.05	861115	16.02.22	123498	3642685	
	79/4B	1.06	869,316				
	Total		**12658485**	**Total**		7285370	
10	84/3	1.90	1558208	15.02.22	123492	2501334	Amarapuri Jagadeesh
	84/5	1.15	943126				
	Total		**2501335**				
11	64/3	7.81	6280524	17.02.22	123500	4000000	PediredlaNukaratnam W/o ChinnaAppaRao
12	110/1	4.76	3890420	01.01.22	123458	2535557	PediredlaBhanu Siva Prasad
	110/3	0.42	343372	07.01.22	123461	3564362	
	150/1	4.4	3564302	10.01.22	123474	4585065	
	167/1	11.32	9170130	11.01.22	123477	3620784	
	171	3.13	2535557	11.01.22	123476	3620784	
	76	8.83	7,241,568	21.01.22	123478	4233792	
				01.02.22	123475	4585065	
	Total		**26745409**	**Total**		**26745409**	
13	99/1	10.35	8488134	21.01.2022	123468	4244067	Smt. Lanka Veerraju
				01.02.2022	123469	4244067	
				Total		8488134	
14				31.01.2022	123488	4466822	As per information by Bank, it is shown as ‘to debit through Cheque SBI’. Details not known to whom it is paid
15				17.02.2022	123497	3642685	As per information by Bank, it is shown as ‘to clearing – IDB THE ARYAPURAM COOPERATIVE’ Details
AMOUNT PAID TO PERSONS IN 2022						**147142838**	

Whereas, many allegations were made by the tribal elders of Kondamodalu Village on the disposal of LTRP cases by the SDC, Tribal Welfare, Rampachodavaram and certain

(Contd..4)

instructions were issued by the District Collector, East Godavari, Kakinada, to ensure that any payment of land compensation be payable to the awardees concerned, it would be only after obtaining clearance from the Project Officer, ITDA, Rampachodayaram. But, as against the orders of the District Collector, East Godavari, the then Land Acquisition Officers of LMC Unit-1. Rajamahendravaram, has disbursed the out of Rs 22 28 Crs, an amount of Rs 4.81 Crs was disbursed for 9 non-tribals in the year 2019 and an amount of Rs. 14.71 Cis was disbursed for 15 non-tribals from 01.01.2022 onwards respectively, and reported that there is a prima facia, it clearly indicates wrong full payments made by the concerned officers in their respective periods.

Whereas, it is clearly evident that the officers have made illegal payments to the above persons, which shows charges of insubordination, Wilful negligence in discharging their legitimate duties, Misuse of Authority, Financial Misappropriation which map also attract penal action under IPC-409 and Section 7 of prevention of Corruption Act 1988.

Whereas in order to recover the Money paid to the tune of 19:52 Crores to the wrongful persons, the Sub Collector. Rampachodavaram has been appointed as Recovery Officer under RR Act, 1864 to recover the same under Revenue Recovery Act and the same shall be deposited in the LARR Authority U 64 and 77 of provisions of RFCT LARR Act, 2013. to do the justice to the rightful persons.

1.Whereas, it is decided to initiate Criminal case against Sri B Sivanarayana Reddy the then SDC(LA), Chittoor Unit, Erstwhile East Godavari District and presently ASR District and St E Murali the then Special Collector(LA), PIP Rajamahendravaram, who was acting as FAC for the post the SDC(LA), LMC Unitel Rajamahendravaram, under Sections 409 (Criminal breach of trust by public servant) of IPC and Section 7 of prevention of Corruption Act 1988, and other relevant provisions.

2Whereas, to initiate Criminal case against 1) Pediredla Surya Rao, 2) BezewadaRamalakshmi. 3) Pediredla Ramesh, 4) Lanka Kondababu 5) Pediredla Appaj, 6) Pediredla Rajashekar Pathrudu. 7) Pedredla RadhaMadhavi 8) Pediredla SrinivasaRao,9) Pediredla Ramanamma. Satyanarayana S/o ChinnaVeerapathrudu, 10) Yelisetti Venkat Nagulapati VenkataRamarao 12) Amarapun Sivanandham, 13) Pediredla Satyanarayana S/o Bennasah Parthudu, 14) Amarapon Jagadeesh, 15) Pediredla Nookaratnam, 16) Pediredla Bhanu Siva Prasad 17) Lanka Veerraju, 18) Pediredla Veerraju S/o Sivaiahpatrudu, 19) Yelisetti Chittibabu, 20) Malla Venkateswara Rao. 21) Bandi Mohan Rao, 22) BandiRambabu 23) Pediredla Nageswara Rao, 24) DanninaVenkataRamana25) Kondla Sudha Rama Krishna S/o Tatarao, 26) Kondla Jaya Prasad S/o Tata Rao, 27) Pediredla Satyanarayanamma, who are the persons, those have received illegal payments by making a false claim are through fraudulent means shall be liable under various provision of criminal law (Whoever cheats and thereby dishonestly induces the person deceived to deliver any property).

Whereas, in view of the above circumstances, the Superintendent of Police, ASR District, Paderu has been requested, to take necessary action as per the provisions of the Criminal procedure code. to do the justice to the rightful persons in this regard where exchequer amount close to Rs. 19.52 or has been diverted to wrong person.

Whereas, the Superintendent of Police, Paderu has reported that basing on the report of the District Collector, Alluri Sitharama Raju District a case in Cr. No: 70/2022 LA 409, 420, 120-8 R/W 34 IPC of Devipatnam PS. was registered by Si of Police Devipatnam on 11.10.2022 at 8:00 PM and the then Asst Superintendent of Price Chinturu Sub Division IVC of Rampachodavaram Sub Division look up investigation in this case.

Whereas, after careful examination of the facts submitted by the Project Administrator and Ex-Ofcio Joint Collector, Polavaram Irrigation Project Dowleswaram and Civil Conduct rules under Rule 3 of Civil conduct rules states that "Every Government shall maintain devotion to duty and do nothing which i.e. unbecoming of a Government servant and maintain high ethical standards and honesty", The above acts committed by above individual come under category of corruption and misappropriation of government money and further request you to initiate Criminal cases against the following persons in order to restrict to provide fair administration to the public these kinds of complaints and ensure to provide fair administration to the public.

Hence, the charge.

R.P. SISODIA
SPECIAL CHIEF SECRETARY TO GOVENRMENT (LANDS, R&S)

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGES FRAMED AGAINST SRI B. SIVANARAYANA REDDY, FORMERLY SPECIAL DEPUTY COLLECTOR (LA), CHINTOOR UNIT, POLAVARAM IRRIGATION PROJECT, RAJAMAHENDRAVARAM ARE PROPOSED TO BE SUSTAINED

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1. Lr. Ref. B1/203/2022, Dt.25.07.2022 of the Project Administrator, PIP. Dowleswaram.
2. Lr. Rc. No. 44/2022/DT-Admin dt.31.08.2022 of the Collector, ASR Dist.
3. FIR No.70/2022 Dt.11.10.2022 U/s 409, 420, 120-B R/w 34 IPC of Devipatnam

R.P. SISODIA
SPECIAL CHIEF SECRETARY TO GOVENRMENT (LANDS, R&S)

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGES FRAMED AGAINST SRI B. SIVANARAYANA REDDY, FORMERLY SPECIAL DEPUTY COLLECTOR (LA). CHINTOOR UNIT, POLAVARAM IRRIGATION PROJECT, RAJAMAHENDRAVARAM ARE PROPOSED TO BE SUSTAINED.

-NIL-

R.P. SISODIA
SPECIAL CHIEF SECRETARY TO GOVENRMENT (LANDS, R&S)

//FORWARDED::BY ORDER//

SECTION OFFICER